

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

Call to Order: Chairman Kelly Gebhardt, on March 18, 2009 at 3:00 P.M., in Room 422 Capitol

ROLL CALL

Members Present:

Sen. Kelly Gebhardt, Chairman (R)
Sen. Debby Barrett, Vice Chairman (R)
Sen. Aubyn Curtiss (R)
Sen. Ken (Kim) Hansen (D)
Sen. Christine Kaufmann (D)
Sen. Gary L. Perry (R)
Sen. David E. Wanzenried (D)

Members Excused:

Sen. Jim Keane (D)
Sen. Jim Peterson (R)
Sen. Donald J. Steinbeisser (R)
Sen. Mitch Tropila (D)

Members Absent: None

Staff Present: Lindsey Hern, Committee Secretary
Sonja Nowakowski, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted:

Executive Action: HB 557; HB 593; HJ 4; SB 502

00:01:06 Sen. Perry
00:01:09 Chairman Gebhardt

EXECUTIVE ACTION ON HB 593

00:02:29 **Motion:** Sen. Perry moved that **HB 593 BE CONCURRED IN.**

00:02:11 Sen. Barrett took up the position of Chair.

00:03:17 **Motion:** Sen. Gebhardt moved that **HB 593 BE AMENDED.**
EXHIBIT(nas60a01)

Discussion:

00:04:04 Sen. Wanzenried
00:04:15 Sen. Gebhardt
00:04:32 John Fitzpatrick, Self
00:05:09 Sen. Wanzenried
00:05:13 Mr. Fitzpatrick, Self

00:05:33 **Vote:** Motion that **HB 593 BE AMENDED** carried
unanimously by voice vote. Members present and voting.

00:06:00 **Motion:** Sen. Gebhardt moved that **HB 593 BE CONCURRED**
IN AS AMENDED.

00:06:05 **Motion:** Sen. Gebhardt moved that **HB 593 BE AMENDED.**
EXHIBIT(nas60a02)

Discussion:

Sen. Peterson came to the committee after the vote on the amendment.

00:06:24 Sonja Nowakowski, Legislative Service Division (LSD)

00:07:38 Sen Peterson
00:07:51 Chairman Gebhardt
00:08:06 Sen. Perry
00:08:28 Mike Green, Carlie Fleck Firm on behalf of Atlantic
Richfield

00:08:49 **Vote:** Motion that **HB 593 BE AMENDED** carried
unanimously by voice vote. Members present and voting.

00:09:07 **Motion:** Sen. Gebhardt moved that **HB 593 BE CONCURRED**
IN AS AMENDED.

Discussion:

00:09:15 Sen. Gebhardt
 00:10:23 Sen. Peterson
 00:10:58 Sen. Gebhardt
 00:11:26 Sen. Steinbeisser came to the committee.
 00:12:07 **Vote:** Motion that **HB 593 BE CONCURRED IN AS AMENDED** carried unanimously by voice vote. Sen. Tropila and Sen. Keane voted by proxy. Sen. Keane will carry the bill in the Senate.

After HB 593 Sen. Gebhardt took up the position as Chair.

EXECUTIVE ACTION ON HB 557

00:14:00 **Motion:** Sen. Barrett moved that **HB 557 BE CONCURRED IN**.
 00:14:11 **Motion:** Sen. Barrett moved that **HB 557 BE AMENDED**.
[EXHIBIT \(nas60a03\)](#)

Discussion:

00:14:26 Ms. Nowakowski, LSD
 00:14:56 **Vote:** Motion that **HB 557 BE AMENDED** carried unanimously by voice vote. Members present and voting.
 00:15:14 **Motion:** Sen. Barrett moved that **HB 557 BE CONCURRED IN AS AMENDED**.

Discussion:

00:15:26 Chairman Gebhardt opened discussion on a conceptual amendment on Line 25 of the bill, to change 60 days to 40 days.
 00:15:41 Sen. Perry
 00:15:57 Chairman Gebhardt
 00:16:20 Sen. Curtiss
 00:16:40 Sen. Peterson
 00:16:59 Sen. Hansen
 00:17:03 Sen. Peterson
 00:17:13 Sen. Hansen
 00:17:36 Sen. Barrett
 00:18:04 Sen. Curtiss
 00:18:32 Chairman Gebhardt
 00:18:35 Sen. Hansen
 00:19:28 Chairman Gebhardt

00:19:57 Sen. Tropila came to the committee.
 00:20:36 Sen. Peterson
 00:20:38 Chairman Gebhardt
 00:21:00 Sen. Perry
 00:21:07 Chairman Gebhardt
 00:21:17 Sen. Peterson
 00:21:23 Chairman Gebhardt

00:21:50 **Motion:** Sen. Peterson moved a conceptual amendment to change 60 days to 40 days on Line 25.

Discussion:

00:22:06 Sen. Perry
 00:22:36 Chairman Gebhardt
 00:22:50 Sen. Perry
 00:23:25 Sen. Gebhardt
 00:23:35 Sen. Peterson withdrew the motion on the conceptual amendment.
 00:23:45 Sen. Barrett withdrew the motion on **HB 557 BE CONCURRED AS AMENDED.**
 00:23:55 Sen. Peterson
 00:23:59 Chairman Gebhardt suspended further action on HB 557.

EXECUTIVE ACTION ON HJ 4

00:24:31 Chairman Gebhardt
EXHIBIT (nas60a04) Requested by Sen. Kaufmann, Heard 3/16/09

00:25:04 **Motion:** Sen. Peterson moved that **HJ 4 BE CONCURRED IN.**

Discussion:

00:25:17 Sen. Kaufmann
 00:27:18 Sen. Curtiss
 00:27:44 Chairman Gebhardt
 00:27:47 Ms. Nowakowski, LSD
 00:29:00 Sen. Barrett
 00:29:24 Sen. Wanzenried
 00:30:01 Sen. Peterson
 00:30:23 Sen. Barrett
 00:30:38 Sen. Peterson
 00:31:25 Chairman Gebhardt
 00:31:35 Ms. Nowakowski, LSD
 00:32:13 Sen. Peterson
 00:32:27 Chairman Gebhardt

00:32:35 **Substitute Motion:** Sen. Wanzenried moved a substitute motion to pass on further consideration of HJ 4 for the day and ask staff to draft language that would accomplish what is in the resolution to amend it without harming the sponsor's intent and without referencing an external document.

Discussion:

00:33:14 Sen. Curtiss
00:33:46 Sen. Wanzenried
00:34:22 Chairman Gebhardt
00:35:13 Ms. Nowakowski, LSD
00:36:59 Sen. Peterson
00:37:54 Sen. Perry
00:38:01 Chairman Gebhardt

00:38:11 **Vote:** Motion carried unanimously. Members present and voting.

EXECUTIVE ACTION ON SB 502

00:39:11 **Motion:** Sen. Perry moved that **SB 502 DO PASS.**

Discussion:

00:39:40 Sen. Perry
00:40:26 Chairman Gebhardt
00:40:37 Sen. Peterson
00:41:14 Sen. Wanzenried

EXHIBIT (nas60a05)

00:41:29 Chairman Gebhardt
00:41:35 Sen. Wanzenried
00:41:43 Ms. Nowakowski, LSD
00:41:49 Chairman Gebhardt
00:42:20 Sen. Barrett
00:42:56 Sen. Peterson
00:42:58 Sen. Barrett
00:43:55 Sen. Peterson
00:43:58 Chairman Gebhardt

00:44:05 **Motion/Vote:** Sen. Perry moved that **SB 502 BE AMENDED.** Motion carried unanimously by voice vote. Sen. Keane voted by proxy.

EXHIBIT (nas60a06)

00:44:50 **Motion/Vote:** Sen. Peterson moved that **SB 502 DO PASS
AS AMENDED**. Motion carried unanimously by voice vote.
Sen. Keane voted by proxy.

Committee Business:

00:45:42 Chairman Gebhardt
00:47:01 Sen. Peterson
00:47:10 Chairman Gebhardt
00:47:53 Sen. Peterson
00:47:56 Chairman Gebhardt

ADJOURNMENT

Adjournment: 5:00 P.M.

Lindsey Hern, Secretary

lh

Additional Documents:

EXHIBIT ([nas60aad.pdf](#))